

From: Webb, D. Clinton
To: 'microsoft.atr(a)usdoj.gov'
Date: 1/28/02 1:51pm
Subject: Comments on U.S. v. Microsoft Corporation settlement

To Whom it May Concern:

I am troubled by the terms of, and procedure for seeking the settlement of, the antitrust lawsuit between the U.S. Department of Justice and Microsoft Corporation.

First, I urge the court to confirm whether the parties have strictly adhered to the requirements of the Tunney Act.

Second, I urge the court to investigate whether Microsoft Corporation has improperly discussed details of the settlement with Congress.

Third, I urge the court and the parties to confirm that the proposed settlement will have the pro-competitive effects of opening the browser market to third parties, particularly in light of (i) the parameters of the Sherman/Clayton antitrust act; (ii) Netscape/AOL's recent lawsuit against Microsoft for alleged anticompetitive business practices in the web browser market; (iii) improper / unlawful bundling of Microsoft's web browser and operating system; (iv) anticompetitive original equipment manufacturer operating system licensing practices.

In addition, I would like to add the following to the public comment process, as it relates to the conclusion of the Microsoft antitrust proceedings:

As an attorney, a Windows operating system and Microsoft Internet Explorer equipped computer user, and more importantly, an American citizen, I am troubled by the fact that the following summation of anyone's chance at bringing Microsoft to justice receives this type of response from the popular press:

Quoted from

<http://forum.fuckedcompany.com/fc/phparchives/search.php?search=microsoft>
Netscape sued Microsoft. I predict:

- 1) It finally goes to court after a year
- 2) Microsoft appeals and tries to delay every court date
- 3) Microsoft is found guilty
- 4) They appeal
- 5) Two years have passed
- 6) More Microsoft products dominate the market
- 7) Microsoft settles with an arbitrator for \$10 million
- 8) Netscape is pissed
- 9) Microsoft wins

(you may insert any company or product into the above places where Netscape is)

Thank you for your consideration of this (informal) comment.

Sincerely,

D. Clinton Webb

Palo Alto, California

dcwebb@mofo.comappeal

5) Two years have passed

6) More Microsoft products dominate the market

7) Microsoft settles with an arbitrator for \$10 million

8) Netscape is pissed

9) Microsoft wins

(you may insert any company or product into the above places where Netscape is)

3) Microsoft is found guilty

4) They appeal

5) Two years have passed

6) More Microsoft products dominate the market

7) Microsoft settles with an arbitrator for \$10 million

8) Netscape is pissed

9) Microsoft wins

(you may insert any company or product into the above places where Netscape is)

When: Jan 22 2002 05:14PM

Company: Microsoft

Points: 94

=====
==

This message contains information which may be confidential and privileged.
Unless you are the addressee (or authorized to receive for the addressee),
you may not use, copy or disclose to anyone the message or any information
contained in the message. If you have received the message in error, please
advise the sender by reply e-mail @mofo.com, and delete the message.
Thank you very much.

=====
==